

**ASSEMBLY BILL**

**No. 924**

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**Introduced by Assembly Member Fuller**

February 26, 2009

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An act to amend Section 47602 of the Education Code, relating to charter schools.

LEGISLATIVE COUNSEL'S DIGEST

AB 924, as introduced, Fuller. Charter schools.

The Charter Schools Act of 1992 limits the number of new charter schools that may be authorized to operate in the state to 100 in each successive school year.

This bill would make technical, nonsubstantive changes to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 47602 of the Education Code is amended  
2     to read:  
3     47602. (a) ~~(1)~~—In the 1998–99 school year, the maximum total  
4     number of charter schools authorized to operate in this state shall  
5     be 250. ~~In the 1999–2000 school year, and in each successive~~  
6     school year thereafter, an additional 100 charter schools are  
7     authorized to operate in this state ~~each successive school year~~. For  
8     the purposes of implementing this section, the ~~State Board of~~  
9     ~~Education~~ *state board* shall assign a number to each charter petition  
10    that it grants pursuant to subdivision (j) of Section 47605 or Section

1 47605.8 and to each charter notice it receives pursuant to this part,  
2 based on the chronological order in which the notice is received.  
3 ~~Each~~ *The* number assigned by the state board ~~on or after January~~  
4 ~~1, 2003~~, shall correspond to a single petition that identifies a charter  
5 school that will operate within the geographic and site limitations  
6 of this part. The ~~State Board of Education~~ *state board* shall develop  
7 a numbering system for charter schools that identifies each school  
8 associated with a charter and that operates within the existing limit  
9 on the number of charter schools that can be approved each year.  
10 For purposes of this section, sites that share educational programs  
11 and serve similar pupil populations ~~may~~ *shall* not be counted as  
12 separate schools. Sites that do not share a common educational  
13 program shall be considered separate schools for purposes of this  
14 section. The limits contained in this paragraph ~~may~~ *shall* not be  
15 waived by the ~~State Board of Education~~ *state board* pursuant to  
16 Section 33050 or any other provision of law.

17 ~~(2) By July 1, 2003, the Legislative Analyst shall, pursuant to~~  
18 ~~the criteria in Section 47616.5, report to the Legislature on the~~  
19 ~~effectiveness of the charter school approach authorized under this~~  
20 ~~part and recommend whether to expand or reduce the annual rate~~  
21 ~~of growth of charter schools authorized pursuant to this section.~~

22 (b) No charter shall be granted under this part that authorizes  
23 the conversion of ~~any~~ *a* private school to a charter school. No  
24 charter school shall receive ~~any~~ public funds for a pupil if the pupil  
25 also attends a private school that charges the pupil's family for  
26 tuition. The ~~State Board of Education~~ *state board* shall adopt  
27 regulations to implement this section.